

IN THE  
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Clifford A. McCarthy et al.

Confirmation No.: 2627

Application No.: 09/493,753

Examiner: K. Tang

Filing Date: 01-28-2000

Group Art Unit: 2127

Title: DYNAMIC MANAGEMENT OF COMPUTER WORKLOADS THROUGH SERVICE LEVEL OPTIMIZATION

Mail Stop Amendment  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

TRANSMITTAL LETTER FOR RESPONSE/AMENDMENT

Sir:

Transmitted herewith is/are the following in the above-identified application:

- (X) Response/Amendment ( ) Petition to extend time to respond  
( ) New fee as calculated below ( ) Supplemental Declaration  
(X) No additional fee  
( ) Other: \_\_\_\_\_ (fee \$ \_\_\_\_\_)

| CLAIMS AS AMENDED BY OTHER THAN A SMALL ENTITY       |  |                        |  |                         |             |                           |
|--|--|------------------------|--|-------------------------|-------------|---------------------------|
| (1)<br>FOR   | (2)<br>CLAIMS REMAINING<br>AFTER AMENDMENT | (3)<br>NUMBER<br>EXTRA | (4)<br>HIGHEST NUMBER<br>PREVIOUSLY PAID FOR | (5)<br>PRESENT<br>EXTRA | (6)<br>RATE | (7)<br>ADDITIONAL<br>FEES |
| TOTAL<br>CLAIMS                                      | 20   | MINUS                  | 20   | = 0                     | X \$50      | \$ 0                      |
| INDEP.<br>CLAIMS                                     | 3  | MINUS                  | 3  | = 0                     | X \$200     | \$ 0                      |
| [ ] FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM |  |                        |  |                         | + \$360     | \$ 0                      |
| EXTENSION<br>FEE                                     | 1ST MONTH<br>\$120.00                      | 2ND MONTH<br>\$450.00  | 3RD MONTH<br>\$1020.00                       | 4TH MONTH<br>\$1590.00  |             | \$ 0                      |
| OTHER FEES   |  |                        |  |                         |             | \$                        |
| TOTAL ADDITIONAL FEE FOR THIS AMENDMENT              |  |                        |  |                         |             | \$ 0                      |

Charge \$ 0 to Deposit Account 08-2025. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 08-2025 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees. A duplicate copy of this sheet is enclosed.

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By

Typed Name: Joy H. Perigo

Respectfully submitted,

Clifford A. McCarthy et al.

By

Michael A. Papalas

Attorney Agent for Applicant(s)  
Reg. No. 40,381

Date: 07-19-2005

Telephone No.: (214) 855-8186



Application No.: 09/493,753

Attorney Docket No.: 10992091-1

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Amendment (14 pages)



7-20-05

2127  
Br

HEWLETT-PACKARD COMPANY  
Intellectual Property Administration  
P.O. Box 272400  
Fort Collins, Colorado 80527-2400

Docket No.: 10992091-1  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Clifford A. McCarthy et al.

Application No.: 09/493,753

Confirmation No.: 2627

Filed: January 28, 2000

Art Unit: 2127

For: DYNAMIC MANAGEMENT OF COMPUTER  
WORKLOADS THROUGH SERVICE LEVEL  
OPTIMIZATION

Examiner: K. Tang

**RESPONSE**

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**INTRODUCTORY COMMENTS**

In response to the Office Action dated April 19, 2005, please amend the above-identified U.S. patent application as follows:

**Claims** have not been amended in this response and are listed beginning on page 2 of this paper.

**Remarks/Arguments** begin on page 8 of this paper.